

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ePLUS INC.,)	
)	
Plaintiff,)	
)	
v.)	Case No. 3:09CV620
)	
LAWSON SOFTWARE, INC.,)	
)	
Defendant.)	

**STIPULATION REGARDING PLAINTIFF EPLUS INC.'S NON-OPPosition TO
DEFENDANT LAWSON SOFTWARE, INC.'S MOTION TO VACATE INJUNCTION
AND CONTEMPT ORDERS, AND TO DISMISS AS REQUIRED BY FEDERAL
CIRCUIT MANDATE (D.I. 1118), AND TO ENTRY OF \$150,000 TAXABLE COST
AWARD**

Plaintiff ePlus Inc. ("ePlus") and Defendant Lawson Software, Inc. ("Lawson"), by and through their undersigned counsel, do hereby stipulate and agree to the following:

WHEREAS, on June 18, 2015, the Federal Circuit entered a judgment that vacated the injunction and contempt orders in this action and remanded with the following instruction:

the district court's injunction and contempt orders are vacated. The case is remanded with instructions to dismiss.

D.I. 1115 at 24.

WHEREAS, the Federal Circuit's mandate issued on June 25, 2015. D.I. 1117.

WHEREAS, on June 25, 2015, Lawson respectfully moved this Court to implement the Federal Circuit's mandate and enter an order: 1) vacating the injunction and contempt orders; 2) dismissing all of ePlus's claims in the case; and 3) entering judgment in favor of Lawson. D.I. 1118.

WHEREAS, ePlus has not opposed Lawson's June 25, 2015 motion to implement the Federal Circuit's mandate (D.I. 1118) and the time for filing a response to that motion has expired.

WHEREAS, the parties have met and conferred pursuant to Local Rule 7(E) with respect to Lawson's taxable costs and have agreed to a compromise of Lawson's claim through the entry of an order awarding taxable costs in Lawson's favor in the amount of \$150,000, payable by ePlus.

WHEREAS, this stipulation is without prejudice to ePlus's right to seek appellate review of the judgment on which Lawson's entitlement to costs is premised.

NOW, THEREFORE, it is stipulated and agreed that:

- (1) The injunction orders (D.I. 1083, 1083-1) and contempt order (D.I. 1088) are VACATED;
- (2) All of ePlus's claims in this case are DISMISSED;
- (3) Judgment is ENTERED in favor of Lawson;
- (4) Taxable costs are AWARDED to Lawson, payable by ePlus, in the amount of \$150,000.

It is SO ORDERED this ____ day of _____, 2015

Senior United States District Judge

SEEN AND AGREED:

By: _____ /s/
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CERTIFICATE OF SERVICE

I certify that on this 28th day of August, 2015, a true copy of the foregoing will be filed electronically with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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